

Rec'd PCT/PTO 06 FEB 2006

Attorney File: SYNE-S2400.2

PATENT

#8

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Inger Mattsby-Baltzer et al.

Filing Date: 04/21/2005 Serial No. 10/532,042

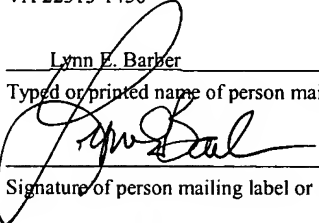
For: DIAGNOSIS OF CANDIDIASIS AND CANDIDEMIA OR INVASIVE CANDIDA INFECTION

Express Mail mailing label no. EQ167561481USDate of Deposit February 6, 2006

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Mail Stop Missing Parts, Commissioner for Patents, Box 1450, Alexandria, VA 22313-1450

Lynn E. Barber

Typed or printed name of person mailing paper or fee

  
Signature of person mailing label or fee**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 37 U.S.C. 371 IN  
THE UNITED STATES DESIGNATED OFFICE**

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

02/14/2006 GFREY1 00000144 10532042

01 FC:2617 Sir:

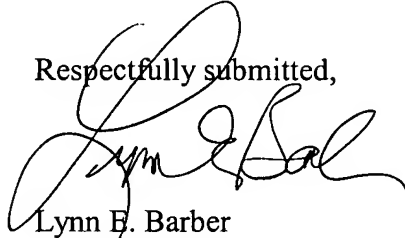
65.00 DP

In response to the Notification of Missing Requirements under 35 U.S.C. 371 dated October 7, 2005 (copy enclosed), Applicant encloses the signed Declaration and Power of Attorney, indicating the international application number and international filing date, along with a check in the amount of \$65 for the surcharge.

The Notification of Missing Requirements under 35 U.S.C. 371 also stated that the application does not contain a Sequence Listing as required by 37 CFR 1.821(c). The undersigned new attorney of record (see attached copy of Power of Attorney and Correspondence Address Indication Form, the original of which is being separately filed) has reviewed the application and has been unable to find any sequences in the specification or claims, and therefore respectfully submits that this notification was included in error in the Notification. **It is therefore respectfully requested that the Patent Office rescind the request to provide a Sequence Listing for the above-referenced patent application.**

Enclosed herewith is a Petition for Extension of Time and fee of \$225. Any additional amounts which may be owed should be charged to Deposit Account No. 02-0825 of the undersigned attorney.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Lynn E. Barber", written over the typed name.

Lynn E. Barber  
Attorney for Applicants  
Registration No. 31,734  
P.O. Box 16528, Fort Worth, TX 76162  
Phone (817) 361-7131; Fax (817) 361-9505

Enclosures:

Signed Declaration  
Surcharge of \$65  
Copy of Notification of Missing Requirements  
Copy of separately submitted Power of Attorney  
Petition for Extension of Time and fee of \$225



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

Page 1 of 3

COPY  
Rec'd CT/PTO

06 FEB 2008

104-534 P

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/532,042	Inger Mattsby-Baltzer	003301-228

INTERNATIONAL APPLICATION NO.

PCT/SE03/01639

I.A. FILING DATE	PRIORITY DATE
10/21/2003	10/21/2002

21839  
BUCHANAN INGERSOLL PC  
(INCLUDING BURNS, DOANE, SWECKER & MATHIS)  
POST OFFICE BOX 1404  
ALEXANDRIA, VA 22313-1404

CONFIRMATION NO. 5887

371 FORMALITIES LETTER



\*OC000000017069765\*

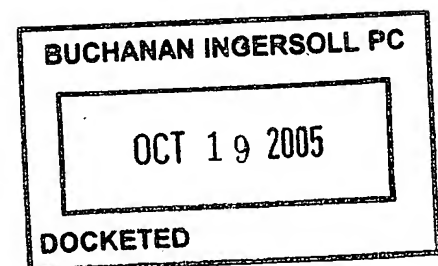
DOCKETED  
Perfected  
Seq 1154 ng  
12-7-05

Date Mailed: 10/07/2005

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 04/21/2005
- Copy of the International Search Report filed on 04/21/2005
- Preliminary Amendments filed on 04/21/2005
- Information Disclosure Statements filed on 04/21/2005
- Oath or Declaration filed on 04/21/2005
- Small Entity Statement filed on 04/21/2005
- Request for Immediate Examination filed on 04/21/2005
- Copy of references cited in ISR filed on 04/21/2005
- U.S. Basic National Fees filed on 04/21/2005
- Priority Documents filed on 04/21/2005
- Power of Attorney filed on 04/21/2005
- Specification filed on 04/21/2005
- Claims filed on 04/21/2005
- Abstracts filed on 04/21/2005
- Drawings filed on 04/21/2005



RECEIVED 2

OCT 26 2005

B.S.K.B. LLP

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:

- is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- **\$65 Surcharge.**
  - This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 CFR 1.821(c) Applicant must provide an initial paper or compact disc copy of the "Sequence Listing", **as well as an amendment specifically directing its entry into the application** and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
  - A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

Applicant is cautioned that correction of the above items may cause the specification and drawings page count to exceed 100 pages. If the specification and drawings exceed 100 pages, applicant will need to submit the required application size fee.

For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:

- For Rules Interpretation, call (571) 272-0951
- For Patentin Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.
- Send e-mail correspondence for Patentin Software Program Help @ [ebc@uspto.gov](mailto:ebc@uspto.gov)

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

BARBARA A CAMPBELL

---

Telephone: (703) 308-9140 EXT 217

## PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/532,042	PCT/SE03/01639	003301-228

FORM PCT/DO/EO/905 (371 Formalities Notice)